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December 6, 2016

VIA ECF

Honorable Steven L. Tiscione
United States Magistrate Judge
United States District Court
for the Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Benjamin Cruz v. City of New York, et al.
16-CV-603 (FB) (PK)

Your Honor:

I am the Assistant Corporation Counsel in the Special Federal Litigation Division of the New York City Law Department, assigned to represent defendant City in the above-referenced matter. The parties write in connection with the Court's order dated November 28, 2016 stating that the parties should inform the court if a settlement in this matter has been reached by December 6, 2016. Defendants state that they have rejected the court's recommendation but have made a counteroffer to Plaintiff, who has rejected the counteroffer. The parties are available for status conference to finalize scheduling in this matter.

Thank you for your consideration herein.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Paul H. Johnson", is written over the typed name.

Paul H. Johnson
Assistant Corporation Counsel
Special Federal Litigation Division

cc: Donald E. Cameron, Esq. (via ECF)
Attorney for Plaintiff